

ORDINANCE NUMBER 435

ORDINANCE REGULATING THE SALE AND CONSUMPTION OF LIGHT WINES AND BEER WITHIN THE CORPORATE BOUNDARIES OF THE CITY OF LUCEDALE

WHEREAS, the sale of light wines and beer as defined by the Mississippi Code has been legalized in the City of Lucedale, Mississippi, pursuant to an election held in said city on December 15, 2015;

WHEREAS, under the delegated and implied powers given the Mayor and Board of Aldermen by the State of Mississippi, the sale of light wines and beer may be regulated by said Mayor and Board of Aldermen in order to promote the health, morals, and safety of the citizens of the City of Lucedale, Mississippi, and;

WHEREAS, the Mayor and Board of Aldermen may adopt Ordinances and make amendments thereto, and;

WHEREAS, nothing in this Ordinance shall be construed as to override or supersede any controlling state law concerning the sale and consumption of light wines and beer, and;

**THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF
ALDERMEN OF THE CITY OF LUCEDALE:**

SECTION 1

When used herein the words and terms “person,” “consumer,” “retailer,” “wholesaler,” “light wines and beer” and “distributor” shall have the definitions as defined and described in Section 27-7-301 of the Mississippi Code of 1972, Annotated, as amended, which said definitions as contained in said section of such act are hereby adopted for the purposes of this articles.

“Beer” and “Light Wines” shall have the definitions as set forth in the Mississippi Code of 1972, and any subsequent amendments.

A “Church” shall be defined as a house of worship in which regular worship services are held at least twice per week, and attended on a regular basis by at least twenty (20) members.

A “Bed and Breakfast” shall be as an establishment within a municipality wherein consideration of payment, breakfast and lodging are habitually furnished to travelers and wherein are located not less than eight (8) and not more than nineteen (19) adequately furnished and completely separate sleeping rooms with adequate facilities, that persons usually apply for and receive as overnight accommodations; however, such restriction on the minimum number of sleeping rooms shall not apply to establishments on the National Register of Historic Places. No place shall qualify as a bed and breakfast inn under this chapter unless on the date of the initial application for a license under this chapter more than fifty percent (50%) of the sleeping rooms are located in a structure formerly used as a residence.

A “Hotel” or “Motel” shall be defined as an establishment within a municipality, or within a qualified resort area approved as such by the commission, where, in consideration of payment, food and lodging are habitually furnished to travelers and wherein are located at least twenty-five (25) adequately furnished and completely separate sleeping rooms with adequate facilities that persons usually apply for and receive as overnight accommodations.

SECTION 2

Sale of beer and light wines, license required; purchases from licensed wholesaler required; penalty for violation of article.

- (a) It shall be unlawful for any individual, partnership, association, corporation, organization or entity of any description or nature whatsoever to sell, give or dispense or permit to be sold, given, dispensed or consumed or to have in its possession for the purposes of selling, giving,

dispensing, or consuming beer or light wines as regulated by this article without having first obtained a valid privilege license from the City of Lucedale, Mississippi, authorizing the sale of beer and light wines as contemplated herein.

- (b) No retailer shall possess for purpose of sale, sell or offer to sell any beer or light wines not purchased from a wholesaler in this state who has a permit to sell such beer or light wines.
- (c) It shall be unlawful for any individual, partnership, association, corporation, organization or entity of any description or nature whatsoever to sell, give or dispense or permit to be sold, given, dispensed or consumed or to have in its possession for the purposes of selling, giving, dispensing or consuming beer or light wines as regulated by this article without having first obtained any and all valid and required privilege licenses and permits from the State of Mississippi, authorizing the sale of beer and light wines as contemplated herein.
- (d) Any violation of a section of this article shall be considered a misdemeanor and upon conviction of the violation of such section the offender shall be punished as set forth herein and consistent with any and all additional applicable Mississippi law.

SECTION 3

Outside signs advertising beer and light wines sale.

It shall be unlawful for any established licensee and permittee pursuant to this Ordinance to advertise the sale of beer or light wines by use of any outdoor sign or display outside the building. Indoor signage visible from an ordinary and reasonable public vantage point shall be permitted so long as it relates solely to pricing information, and is not lewd in nature.

SECTION 4

Prohibited hours and days for beer and light wines sales.

- (a) No beer or light wines regulated pursuant to this Ordinance shall be sold, given or dispensed, or permitted to be sold, given or dispensed, in or upon the premises of an off-premises retail privilege license holder, by said off-premises retail privilege license holder, his employees or agents, between the hours of midnight and 5:00 a.m. the following morning, or on Sunday before 1:00 p.m.
- (b) No beer or light wines regulated pursuant to this article shall be sold, given or dispensed, or permitted to be sold, given, dispensed or consumed, in or upon the premises of an on-premises retail privilege license holder, by said on-premises retail privilege license holder, his employees or agents, between the hours of midnight and 11:00 a.m. On New Year's Eve, on premises permittees may remain open an additional hour which is until 1:00 a.m. New Year's Day. If New Year's Eve falls on Sunday, on-premises permittees may open from 1:00 p.m. to 1:00 a.m.
- (c) No beer or light wines regulated pursuant to this Ordinance shall be sold, given or dispensed, or permitted to be sold, given or dispensed, in or upon the premises of an off-premises or on-premises retail privilege license holder, by said off-premises or on-premises retail privilege license holder, his employees or agents on Easter, Thanksgiving Day and Christmas Day.

Prohibited acts on licensed premises.

- (a) To permit the consumption of beer or light wines on the premises of establishments holding licenses for off-premises licensees only.
- (b) To permit on the premises of any place licensed to sell beer or light wines any lewd, immoral, or improper entertainment or conduct, or practices. For purposes of this section, lewd shall mean behavior designed to appeal primarily to the prurient interest.
- (c) To permit loud, boisterous or disorderly conduct of any kind upon the premises of any place licensed to sell beer or light wines or to permit the use of loud musical instruments or music devices, or otherwise disturb the peace and quiet of the community wherein such licensee is located.
- (d) To operate any game of chance as defined by Mississippi Code Section 97-33-1, *et seq.*, in, or upon a licensed premises.

- (e) To sell, dispense, or give away beer or light wines without having paid the privilege tax and license fee to the proper authority, as provided by this ordinance and applicable Mississippi law.
- (f) Except for those establishments holding on premises consumption licenses, to sell, dispense, or give anyone a quantity of beer of less than a six pack case, or a wines cooler of less than a four pack case. However, off premises licensees shall be able to sell kegs, quarts, and bottles of light wines 750 milliliters or more.
- (g) To permit known criminals to frequent the licensed premises.
- (h) To sell, dispense, or give away beer or light wines as a curb service.
- (i) Any other prohibitions set forth in Mississippi Code Annotated Section 67-3-53.

Employees:

It shall be unlawful for any business or entity licensed pursuant to this article to employ any persons who have been convicted of any state or federal law relating to beer and light wines or alcoholic beverages, including wines, within two (2) years prior to such employment.

It shall be unlawful to work or employ anyone under the age of eighteen (18) years of age in said place, business or establishment where beer is sold except under proper and constant supervision of the adult owner or owners or an adult employee or employees.

SECTION 5

Sale or consumption within close proximity to churches, schools, etc.; measurement.

- (a) No beer or light wines shall be sold or consumed within two hundred (200) feet of any church, school, hospital, funeral home, nursery, nursing home, day care center, kindergarten, except consumption in the privacy of one's own home, and except on the premises of those businesses which were in operation and doing business on the date that this ordinance was adopted and which are within one hundred (100) feet from a church, school, hospital, funeral home, public recreation facility or park and located within an area zoned commercial.
- (b) In construing this provision, the measurements of distance set out herein shall be made from the closest point on the primary building of a church, school, hospital, funeral home, nursery, nursing home, day care center, kindergarten, to the closest point on the building wherein the beer or light wines regulated hereunder is being consumed, the measurement being made in a straight line from the closest points on such buildings.

SECTION 6

Underage or incapacitated persons obtaining or receiving beer or light wines.

- (a) No person shall sell, give, or furnish in any manner any beer or light wines at any time or place to any person under twenty-one (21) years of age, or to knowingly sell, furnish, or give the same to any person for delivery to such minors.
- (b) It shall be unlawful for any person under the age of twenty-one (21) years to purchase, consume, or have in his possession any such beer or light wines as regulated pursuant to this article. Further, it shall be unlawful for any person under the age of twenty-one (21) years to make a false statement as to his or her age for the purpose of obtaining beer or light wines.
- (c) No person shall sell, give or furnish beer or light wines in any manner, at any time or place to any person who is known to be insane or mentally incapacitated, or to any person who is visibly intoxicated, or to knowingly sell, furnish, or give the same to any person for delivery to such person.

SECTION 7

Open beer or light wines container in vehicle and on public streets unlawful.

It shall be further unlawful for anyone to have an open container, including containers which have been opened and reclosed, of beer or light wines, in any motor vehicle while using the

public streets of the city either as the operator of a motor vehicle or as a passenger therein or as a pedestrian on the public streets.

SECTION 8

Civil emergency; authority of city to close operations.

In the event of any disturbance, uprising or riot, or any other emergency threatening life, property, or public safety, the mayor may require the chief of police to promptly order any or all licensed places in the city where beer or light wines is consumed, sold, or otherwise dispensed to discontinue the sale of beer or light wines for the period of such emergency.

SECTION 9

Possession, consumption prohibited in public places operated by city.

It shall be unlawful for any person to have in his possession, or to consume, any beer or light wines, as defined by Section 27-71-301, of the Mississippi Code of 1972, Annotated, as amended, in the city hall, municipal library, municipal auditorium, municipal school buildings, stadiums, any public playgrounds, or public parks, or clubhouses situated thereon, or any fire station, or on any and all other public grounds, buildings, parks and other places owned, maintained and/or operated directly by the city or other public entities.

SECTION 10

Establishments selling beer or light wines for off-premises consumption; documentation.

- (a) No business or entity shall be licensed under this article where beer or light wines is to be sold and not consumed on the premises, unless such business or entity derives fifty percent (50%) of its gross receipts from the sale of food, fuel products, non-food items, etc.
- (b) Licensee shall file a report with the issuing authority on or before the end of the month prior to expiration of privilege license, on forms supplied by the issuing authority, reporting the dollar amount of purchases for resale of food, non-food items, and beer and light wines, on the one hand, and, on the other hand, the dollar amount of sales of food, fuel products, and non-food items, and beer and light wines. The Licensee shall be solely responsible for supplying any additional information or obtaining certified financial reports to effectuate the terms of the section.

Establishments where on-premises consumption permitted; documentation.

- (a) The opening of a container of beer or light wines and the consumption of such beer or light wines on the premises of a holder of any privilege license or the permitting of either of the above to be done on such premises by the holder, his employees or agents, or such privilege license, be and the same is hereby prohibited, except on the premises of a restaurant and a Bed and Breakfast as set forth herein, having a valid on-premises retail privilege license authorizing the sale of beer and light wines. The word "restaurant" for the purpose of this article means a place which is regularly and in a bona fide manner used and kept open for the serving of meals to guests for compensation, which has suitable seating facilities for guests, and which has suitable kitchen facilities connected therewith for cooking an assortment of foods and meals commonly ordered at various hours of the day; the service of such food as sandwiches and salads only shall not be deemed in compliance with this requirement. No place shall qualify as a restaurant under the provisions of this article unless fifty percent (50%) or more of the revenue derived from such place shall be for the preparation, cooking and serving of meals, and not for the sale of beer and light wines. A Caterer must have 50 percent (50%) or more of its revenue from the sale of prepared food.
- (b) All initial customer orders of a beer or light wines serving under this section shall be served in conjunction with an order of a menu item of food, and served in a container that is not its original packaging.
- (c) Licensee shall file an annual report by the end of the month prior to expiration of privilege license, on forms supplied by the issuing authority, reporting the dollar amount of food

purchases and the dollar amount of beer and light wines purchase to ensure compliance with this section. The Licensee shall be solely responsible for supplying any additional information or obtaining certified financial reports to effectuate the terms of the section.

SECTION 11

Bed and Breakfast and Motel and Hotel on Premises License

- (a) The opening of a container of beer or light wines and the consumption of such beer or light wines on the premises of a holder of any privilege license or the permitting of either or the above to be done on such premises by the holder, his employees or agents, of such privilege license, be and the same is hereby prohibited, except on the premises of a restaurant, a Bed and Breakfast, and a Motel or Hotel establishment having a valid on premises retail privilege license authorizing the sale of beer and light wines. Consumption under this provision shall be limited as follows: serving beer and light wines to guests as part of regularly scheduled meal or evening snack. No place shall qualify for a license under this provision of this article unless sixty percent (60%) or more of the revenue derived from such place shall be from the providing of overnight accommodation services.
- (b) A Bed and Breakfast and Motel or Hotel may also sell and serve beer and light wines in conjunction with any special event in which food is also to be served including but not limited to: weddings and their accompanying receptions, conference events, anniversary parties, birthday parties, reunions. In order to sell or serve beer and light wines at a special event the licensee herein shall pay to the City of Lucedale a Special Event Permit Fee of \$100.00 per event. A special event permit form shall be provided by the City Clerk upon request. All special permits issued under this section shall expire at midnight on date of event.
- (c) A Licensee under this section shall file an annual report by the end of the month prior to expiration of privilege license, on forms supplied by the issuing authority, reporting the dollar amount of food and accommodation purchases and the dollar amount of beer and light wines purchases to ensure compliance with this section. The Licensee shall be solely responsible for supplying any additional information or obtaining certified financial reports to effectuate the terms of the section.

SECTION 12

Physical requirements for on premises licensee restaurants selling beer or light wines.

All restaurants, as hereinbefore defined, holding a valid on-premises retailer's privilege license shall have adequate seating facilities for their customers. All restaurants, hereinbefore defined, shall have adequate sanitary facilities and separate restrooms, for men and women. All restaurants, as hereinbefore defined, shall have approved fire exits, current and adequate extinguishers for the premises, a current State of Mississippi Health Department permit, and meet all standard fire and building codes.

Application for License.

Prior to issuance of any privilege license pursuant to this article, the applicant must complete and file with the City Clerk a "Retailer Beer and Light Wines Application (Exhibit A) for Privilege License." In addition to completing the aforesaid "Retailer Beer and Light Wines Application for Privilege License," any individual, partnership, association, corporation or business entity of any description or nature whatsoever applying to operate as a restaurant as defined hereinabove shall complete and file with the City Clerk a supplemental affidavit to be presented to the Mayor and Board of Aldermen. After the filing of these documents, the City Clerk shall advise the Chief of Police to begin an investigation.

Annual License Fee Schedule.

There is hereby imposed, levied, and assessed to be collected and paid to the tax collector of the city annual privilege taxes for persons engaged in the sale or distribution of beer or light wines for the privilege of engaging in or continuing in such business in accordance with the following schedule to wit:

Upon each business or entity as described in this Ordinance the maximum allowable by the Department of Revenue and any applicable state law per year, which shall be non-refundable. As well as application, processing, and annual reporting fees in the amount not to exceed the maximum allowable by the Department of Revenue and any applicable State Law.

Satisfactory Investigation Report Requisite to License; Cancellation of Privilege.

No privilege license required by this article shall be issued to any person or entity unless a satisfactory report is furnished to the Mayor and Board of Aldermen by the committee charge with the investigation of applicants for such license, the report indicating that such person has complied with the requirements of this article and recommending issuance.

Standards for Licensure; Investigating Committee; Reasons for Refusal

- (a) All applicants must be approved by the Mayor and Board of Aldermen prior to the granting of the privilege license to be issued pursuant to this article. The Mayor and Board of Aldermen shall establish certain standards by which to evaluate the qualifications of such applications before the issuance of such privilege license, such standards or qualifications to include, but not be limited to, the following:
- (1) Applicant must be a person of at least twenty-one (21) years of age.
 - (2) Applicant shall not have been convicted of a felony, or of pandering or of keeping or maintaining a house of prostitution, nor shall the applicant have been convicted within two (2) years of date of his application of any violation of the laws of this or any state of the laws of the United States relating to beer or light wines or alcoholic beverages of any kind, including wines.
 - (3) Applicant shall not have had revoked, within two (2) years next preceding his application, a privilege license issued to him pursuant to the laws of this city, or any other license or permit issued by this state, or any other state, to sell beer or light wines or alcoholic beverages of any kind, including wines.
 - (4) Applicant shall be the owner of the premises for which the privilege license is sought or the holder of an existing lease thereon.
 - (5) Applicant shall not be residentially domiciled with any person whose privilege license has been revoked pursuant to this Ordinance within two (2) years next preceding the date of the present application for a privilege license.
 - (6) Applicant shall not employ any person whose privilege license has been revoked during a period when such a person owned or operated the business on the premises for which a privilege license is sought nor shall the applicant allow such a person to have any financial interest in the business of the applicant, until such person is qualified to obtain a license in his own name.
 - (7) Applicant shall not be indebted to the City for any taxes or any indebtedness of any nature whatsoever regarding the City.
 - (8) If applicant is a partnership, all members of the partnership must be qualified to obtain a privilege license.
 - (9) If applicant is a corporation, all officers and directors thereof, any stockholders owning more than five percent (5%) of the stock of such corporation, and the person and persons who shall conduct and manage the licensed premises for the corporation, shall possess all qualifications required herein for any individual licensee. However, the requirement as to residence established in subsection five (5) of this section shall not apply to officers, directors, or stockholders of such corporation, although such requirements shall apply to any officer, director, or stockholder who is also the manager of the licensed premises or who is engaged or employed at the licensed premises.
 - (10) If for any reason to permit the applicant to hold a privilege license would threaten the public health, safety, general welfare of the citizens of the City of Lucedale, the application shall be denied.
 - (11) Any misstatement or concealment of fact in an application shall be grounds for denial of the application or revocation of the privilege license issued thereon.
 - (12) All applicants for a Retailer and Beer and Light Wines Privilege License must possess a valid Mississippi Beer License and valid United States ATF License at the time said privilege license is issued.
- (b) The applicant shall be investigated prior to an act of the Mayor and Board of Aldermen granting the privilege license. The Committee charged with the investigation of applicants shall consist of the Chief of Police and his agents, building/codes official and

the fire inspector, such investigation to be completed within fifteen (15) days subsequent to the date of the filing of the application with the City Clerk. The verified report of the Committee shall be given to the City Clerk at the expiration of fifteen (15) days, if not sooner, shall be in writing, and shall be a public document available pursuant to state statutes and board policy. The Chief of Police shall be the standing Chairman of the Committee and shall be responsible for the investigation conducted hereunder and the timely and accurate reporting procedure.

- (c) The committee may recommend that the Mayor and Board of Aldermen refuse to issue a privilege license to an applicant for any reason listed in paragraphs (a)(1) thru (12) or should it appear that the premises for which the applicant is requesting a license is frequented by known criminals, prostitutes, or other law violators, or frequented by troublemakers who disturb the peace and quietude of the community and frequently require the assistance of peace officers to apprehend such law violators, and disturbances or to restore order. The burden of proof of establishing the foregoing shall rest upon the Committee and shall be established, prima facia, by verified report.

Saving Clause

If for any reason any section, paragraph, provision, clause, or part of this ordinance shall be held unconstitutional or invalid in a competent court of law, that fact shall not affect nor invalidate any other section, paragraph, provision, clause, or part of this ordinance in and of itself valid, and the unaffected portions of this ordinance shall be in force without regard to any part invalidated.

Penalties

Any violation of this Ordinance shall constitute a misdemeanor and shall be punishable by a fine of not more than five hundred (\$500) dollars, or imprisonment in the county jail for not more than six (6) months, or both as provided by Mississippi code of 1972, Annotated, 67-3-15 et seq., as amended. Revocation of a permit under this Ordinance is solely within the authority of the State Tax commission and the Department of Revenue.

In addition, individuals or entities holding retail beer and light wines privilege licenses, in addition to other penalties prescribed by law or this ordinance, all licensees shall be also subject to the following:

- (1) First Offense. A beer and light wines privilege licensee that violates the provisions of this ordinance may have such license suspended for a period of up to two (2) weeks.
- (2) Second Offense. A beer and light wines privilege licensee that violates the provisions of this ordinance a second time within 365 calendar days of the first offense may have license suspended for a period of up to three (3) weeks.
- (3) Third Offense. A beer and light wines privilege licensee that violates the provisions of this ordinance a third time with 365 calendar days of the first offense shall have its license revoked with the consent and approval of the Alcoholic Beverage Control Board of the State Tax Commission, or any other applicable State of Mississippi entity.

Effective Date

That this Ordinance shall be published in a newspaper of general circulation in the City of Lucedale and shall take effect and be in force thirty (30) days after its passage, granting any necessary approvals, if any required from the Mississippi State Department of Revenue and State Tax Commission.

On February 2, 2016, the foregoing ordinance was read discussed, and considered section by section and as a whole; voted on section by section and as a who; and passed section by section and as a whole; the vote in every instance being as follows:

ALDERMAN LOUIS VALENTINE Voted Yea
Alderman At-Large

ALDERMAN CARRIE MOULDS Voted Yea
Alderman Ward One

ALDERMAN LLOYD WELFORD Voted Yea

Alderman Ward Two

ALDERMAN JASON MARTIN
Alderman Ward Three

Voted Yea

ALDERMAN PAYTON DUDLEY
Alderman Ward Four

Voted Yea

The motion having received the affirmative vote of a majority of the members of the Governing Body present, the Mayor declared the motion carried and the Ordinance adopted on this the 2nd day of Feb. 2016.



DOUG LEE
MAYOR



KATHY JOHNSON ANDERSON, MMC
CITY CLERK



**CITY OF LUCEDALE, MISSISSIPPI
BEER AND LIGHT WINE
SWORN APPLICATION FOR RETAILER PRIVILEGE LICENSE**

In accordance with the provisions of the Beer/Light Wine Ordinance for the City of Lucedale ("the Ordinance"), application is hereby made for a permit to engage in the retailing of Beer/Light Wine in the City of Lucedale at the address and location set forth herein.

BEFORE COMPLETING THIS APPLICATION YOU MUST HAVE READ THE ORDINANCE AND ATTACHED A COPY OF YOUR STATE PRIVILEGE LICENSE.

1. Owner of Business: _____
2. Trade or d/b/a Name: _____
3. Physical Address: _____
4. Mailing Address: _____
5. Telephone No. _____
6. Nature of Business: _____

7. Type of Ownership: Individual Partnership Corporation Other
(if other please submit additional explanation)
8. On a separate sheet of paper please provide the names addresses of each and every partner or if a corporation, the name and title of each officer or director and the persons or persons managing the licensed premises and any stockholder owning more than five (5) percent of the corporation or legal entity.
9. Is the applicant, a natural person, a Citizen of the United States, and the State of Mississippi? yes no
10. Is the applicant 21 years of age or older? yes no
11. State Tax Commission ID No. _____
12. Federal Tax ID No. _____
13. Has the Applicant ever been convicted in this or any other state of a felony, or for any crime involving pandering or keeping a house of prostitution yes no
14. Has the Applicant ever been convicted within five years next preceding the date of this Application of any violation of the laws of this state or any other state or the United States related to alcoholic beverages or gambling? yes no
15. Has the Applicant had any beer/light wine permit or liquor license revoked within the five years next preceding the date of this application? yes no
16. What is the Applicant's possessory interest in the premises?

Premises are owned by the Applicant

Premises are leased by the Applicant

Lessor: _____

Address: _____

17. Is the applicant residentially domiciled with any person whose retail beer/light wine permit has been revoked within the past two years? yes no
- a. If the answer to question 17 is "yes" on a separate sheet of paper, please list the name of the person, date of revocation, business or trade name, and business location.
18. Will any person whose permit has been revoked within the past two years be employed by the Applicant, or have any financial interest in the business of the applicant? yes no
- a. If the answer to question 18 is "yes" on a separate sheet of paper, please list the name of the person and the date of the revocation of their license and the reason revocation.
19. Has payment by applicant of all privilege license and property taxes been made, With no delinquent state or local tax amount due and payable? yes no
20. Are the premises for which application is being made frequented by known criminals, prostitutes, or other law violators or troublemakers who disturb the peace and quietude of the community and frequently require the assistance of law enforcement to apprehend such violators or restore order? yes no
21. Does the business location satisfy the distance requirements set forth in Section 5 of the Ordinance?
22. The Applicant understands and agrees that in order to maintain and renew a Beer/Light Wine privilege license they all revenue requirements set forth in Sections 10 and 11 must be complied with yes no
23. The Applicant understands and agrees that certain annual compliance reports must be submitted to municipal officials on annual basis consistent with the Ordinance yes no
24. The Applicant understands, agrees and consents for any and all inspections and background checks set forth in the Ordinance yes no
25. The Applicant understands and agrees that he or she must make available for inspection certain invoices, sales tax reports, and other business records as required by the Ordinance yes no
26. The Applicant has attached a copy of a valid and proper state alcohol privilege license yes no
27. Is your business located within a portion of Lucedale zoned commercial? yes no
28. Does the Applicant's business contain any pinball machines, pool tables, or other coin operated amusement machines with the exception of juke boxes yes or no
29. The Applicant has read and certifies that he or she is qualified to obtain a privilege license subject to the conditions set forth in the Ordinance?

30. I understand that the application fee is non-refundable even if said application is denied. ___yes ___ no
31. The Applicant understands and agrees that should any statement or certifications herein be untrue, or should the Applicant violate the Ordinance, the permit may be revoked and the Applicant will be subject to the penalties stated in the Ordinance ___yes ___ no

By signing below I certify that all the representations made above are truthful.

Name: _____

Name: _____

Sign: _____

Sign: _____

Title: _____

Title: _____

Date: _____

Date: _____

Name: _____

Name: _____

Sign: _____

Sign: _____

Title: _____

Title: _____

Date: _____

Date: _____

STATE OF MISSISSIPPI

COUNTY OF _____

PERSONALLY appeared before me, the undersigned authority of law, in and for the jurisdiction aforesaid, the within named individuals who acknowledged that they signed the above and foregoing Application for Privilege License, and after being duly sworn by me, state on their oath, that the representations made herein are true and correct.

GIVEN UNDER MY HAND and seal on this the ___ day of _____, 2016.

Clerk/Notary Public

(seal)

My Commission Expires: _____